

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MICHAEL GAFFNEY,

Plaintiff,

v.

MUHAMMAD ALI ENTERPRISES LLC, a  
New York Limited Liability Company;  
AUTHENTIC BRANDS GROUP LLC, a New  
York Limited Liability Company; ROOTS OF,  
INC., a California corporation d/b/a “ROOTS  
OF FIGHT;” and DOES 1-10,

Defendants.

Civil Action No. 1:18-CV-08770-GBD-OTW

Civil Action No. 1:20-CV-07113-GBD-OTW

Hon. George B. Daniels

**NOTICE OF ERRATA RE [DOCKET 310] PLAINTIFF MICHAEL GAFFNEY’S  
NOTICE OF ELECTION OF STATUTORY DAMAGES**

On September 24, 2024, Plaintiff Michael Gaffney (“Gaffney”) submitted his Notice of Election of Statutory Damages [ECF 310, “Notice of Election”].

After the filing was completed, counsel for Gaffney discovered that the Notice of Election was inadvertently omitted and replaced by an incorrect document in the September 24, 2024 filing [ECF 310]. Shortly thereafter, counsel for Gaffney re-filed the Notice of Election of Statutory Damages [ECF 311, attached hereto as Exhibit A.]

Counsel hereby and herewith submits to the Court Exhibit A together with this Notice.

Dated: September 25, 2024

Respectfully submitted,

By: /s/ Robert E. Allen

Robert E. Allen (*pro hac vice*)  
Lawrence M. Hadley (*pro hac vice*)  
Jason C. Linger (*pro hac vice*)  
GLASER WEIL FINK HOWARD  
JORDAN & SHAPIRO LLP  
10250 Constellation Bl., 19<sup>th</sup> Fl.  
Los Angeles, CA 90067  
Telephone: 310.553.3000  
[rallen@glaserweil.com](mailto:rallen@glaserweil.com)  
[lhadley@glaserweil.com](mailto:lhadley@glaserweil.com)  
[jlinger@glaserweil.com](mailto:jlinger@glaserweil.com)

Jack Spinella  
Spinella Law Group, LLC  
425 Madison Avenue  
New York, NY 10123  
Telephone: 908.947.2336

*Attorneys for Plaintiff Michael Gaffney*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 25, 2024, a true and correct copy of the foregoing document was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Robert E. Allen

Robert E. Allen

# **EXHIBIT A**

# Glaser Weil

10250 Constellation Blvd.  
19th Floor  
Los Angeles, CA 90067  
310.553.3000 TEL  
310.556.2920 FAX

Robert E. Allen

September 22, 2024

**Direct Dial**  
310.282.6280

**Direct Fax**  
310.785.3580

**Email**  
rallen@glaserweil.com

**VIA ECF**

Hon. George B. Daniels  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: Gaffney v. Muhammad Ali Enterprises, LLC et al.  
Civil Action Nos. 1:18-cv-08770-GBD-OTW; 1:20-cv-07113  
LETTER REGARDING NOTICE OF ELECTION OF STATUTORY DAMAGES

Dear Judge Daniels:

Pursuant to 17 U.S.C. § 504(c), Plaintiff Michael Gaffney respectfully elects the award of \$1.65 Million in statutory damages in this copyright infringement action against Muhammad Ali Enterprises, LLC et al., for the 11 photographs at issue in the case that were eligible for such damages, specifically the following 11 photographs:

Ali-001.JPG  
Ali-002.JPG  
Ali-004.JPG  
Ali-005.JPG  
Ali-006.JPG  
Ali-007.JPG  
Ali-010.JPG  
Ali-012.JPG  
Ali-015.JPG  
Ali-016.JPG  
Ali-017.JPG

Respectfully submitted,



ROBERT E. ALLEN  
of GLASER WEIL FINK HOWARD JORDAN & SHAPIRO LLP